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**Via CM/ECF**

March 5, 2025

Hon. Timothy M. Reif  
1 Federal Plaza  
New York, New York 10278

**Re: *SS&C Technologies Holdings, Inc. and Advent Software Inc. v. Arcesium LLC*,  
No. 1:22-cv-02009-TMR – Letter Motion to Seal**

Dear Judge Reif:

SS&C Technologies Holdings, Inc. and Advent Software, Inc. (collectively, “SS&C”) respectfully submits this request to file under seal an exhibit filed with SS&C’s reply memorandum of law in support of its motion to vacate the judgment and to allow the proposed Second Amended Complaint (the “SAC”) and to file a redacted version of its reply. Arcesium LLC joins in the request with respect to the exhibit, but not with respect to the redactions in the reply memorandum.

While a presumption of public access applies to judicial documents, *e.g.*, documents relevant to the performance of the judicial function and useful in the judicial process, the weight of the presumption is “governed by the role of the material at issue” and the resulting value of such information to the public. *Lugosch v. Pyramid Co. of Onondaga*, 435 F.3d 110, 119 (2d Cir. 2006). Courts must also balance against the weight of the presumption of any countervailing factors such as “the privacy interests of those resisting disclosure,” *id.* at 120, including “the degree to which the subject matter is traditionally considered private rather than public” and the “nature and degree of injury” resulting from disclosure. *United States v. Amodeo*, 71 F.3d 1044, 1051 (2d Cir. 1995).

The exhibit and portion of the reply SS&C seeks to redact consist of or reflect information that the parties have designated “highly confidential—outside counsel and experts’ eyes only.” This type of information is regularly deemed protected because disclosure “might harm a litigant’s competitive standing.” *In re Parmalat Sec. Litig.*, 258 F.R.D. 236, 244 (S.D.N.Y. 2009) (quoting *Nixon v. Warner Commc’ns, Inc.*, 435 U.S. 589, 598 (1978)); *Dodona I, LLC v. Goldman, Sachs & Co.*, 119 F. Supp. 3d 152, 155 (S.D.N.Y. 2015). This Court has granted similar sealing requests. *E.g.*, ECF No. 290.

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Accordingly, SS&C respectfully submits this request to file under seal an exhibit filed with SS&C's reply memorandum of law in support of its motion to vacate the judgment and to allow the proposed SAC and to file a redacted version of the reply.

Respectfully submitted,

/s/ Stephen Fishbein

Stephen Fishbein

cc: Counsel of record for Arcesium (via ECF)

SO ORDERED

DATE April 4, 2025

Timothy Reif

TIMOTHY M. REIF, JUDGE,  
UNITED STATES COURT OF  
INTERNATIONAL TRADE  
SITTING BY DESIGNATION  
UNITED STATES DISTRICT  
COURT FOR THE SOUTHERN  
DISTRICT OF NEW YORK